VIGO COUNTY COUNCIL

Minutes

Tuesday, April 2, 2019 at 6:00 P.M. Council Chambers, Vigo County Annex

Pledge of Allegiance

Jim Mann called the meeting to order and led the Pledge of Allegiance.

Calling of the roll

Present: Lisa Spence-Bunnett, Chris Switzer, David Thompson, Vicki Weger, Mike Morris, Jim

Mann

Absent: Aaron Loudermilk

Corrections to the Journal of the preceding meeting

a. March 12, 2019

Motion: to amend the minutes as indicated by Council member Lisa Spence-Bunnett,

Action: Amend, Moved by: Mike Morris, Seconded by: Vicki Weger.

Motion passed unanimously.

Motion: accept the minutes as amended, Action: Approved, Moved by: Vicki Weger,

Seconded by: Mike Morris. Motion passed unanimously.

Public Comment

Kristi Howe, Director of Vigo County Library: Presenting 2019-2023 Strategic Plan of the Vigo CountyLibrary. This plan reaffirms Vigo County Public Library's mission to generate positive change in the community by creating an environment of opportunity in which people can explore, expend their perspectives, and transform their own lives. Kristi Howe also discussed 4 goals they plan to pursue the strategic plan; goal one is to generate positive change in the community, goal two is to empower individuals, families, and the community to succeed, goal three is to create an environment of opportunity and the foundational goal is to maximize impact of foundational library services and operations.

Those who addressed the Council:

Liz Brown- 2129 N. 11th Street Terre Haute, IN 47804 Bob Murray- 540 Wagon Wheel Court Terre Haute, IN 47803 Andre Kummerow- 2129 N. 11th Street Terre Haute, IN 47804 Charlie Williams- 51 E. Longridge Road Terre Haute, IN 47802 Jerry McGlone

Communications from elected officials, other officials or agencies of the County

Councilwoman Bunnett commented on the Vigo County Criminal Justice Coordinating Council and how they have been reviewing recommendations of the independent assessment.

Rob Roberts, Chief Deputy Prosecuting Attorney, has put them out in a poll and immediate response has been provided and has been seeking to see if members can meet more often.

Councilman Thompson stated he's been working with Bill Watson on expanding the work crews with Community Corrections. He is trying to find a way to get a grant to fund a transportation van.

Reports from standing committees

There were none.

Reports from select committees

a. Annual Budget

i. Resolution 2019-06 Personal Property Tax Abatements, Verdeco Recycling Midwest. Jeff Llewellyn, Attorney with Wilkinson Law, is presenting a request for a new personal property 10 year tax abatement for new equipment that is \$4.9 million. Having this new equipment also allows for a new position to operate this equipment. Motion: to accept Resolution 2019-06, Action: Approved, Moved by: Lisa Spence-Bunnett, Seconded by: Chris Switzer.

Motion passed. (Summary: Yes=5, No=1, Abstain=0)

Yes= Lisa Spence-Bunnett, Chris Switzer, David Thompson, Vicki Weger, Jim Mann No= Mike Morris

b. Budget Adjustment

- i. Additional Appropriation Ordinance 2019-08 County General/Sheriff. Bill Watson, Director of Community Corrections, Sheriff John Plasse, and Judge Sarah Mullican is requesting an additional appropriation of \$48,901 for security equipment for the Juvenile Court and Community Corrections building. Motion: accept Additional Appropriation Ordinance 2019-08, Action: Approved, Moved by: Vicki Weger, Seconded by: Chris Switzer.
 Motion passed unanimously.
- ii. Additional Appropriation Ordinance 2019-09 Reassessment II/ County Assessor. Kevin Gardner, County Assessor, is requesting \$20,000.00 to be added to contractual services. This amount is needed to be added back into the budget to continue a contract that allows him to analyze neighborhoods that have inaccurate data. Motion: to approve Additional appropriation Ordinance 2019-09, Action: Approved, Moved by: Mike Morris, Seconded by: Vicki Weger.
 Motion passed unanimously.
- iii. Transfer of Existing Appropriation 19-024 Parks and Recreation. County Parks Department is requesting an out of series transfer of \$36,975.00 from Contractual Services to Payroll Salaries. \$2,829.00 from Contractual Services to Social Security/FICA totaling \$39,804.00 for the Parks and Rec Operating Fund to utilize part time and seasonal help to provide security instead of contractual services.

Motion: to approve, Action: Approved, Moved by: Mike Morris, Seconded by: Vicki Weger.

Motion passed unanimously.

- iv. Additional Appropriation Ordinance 2019-010 County General/Auditor. James Bramble, County Auditor, is requesting \$150,000.00 additional appropriation for professional services. This is to allow Umbaugh and Associates to process Vigo County's 2019 financial statements in accordance with Generally Accepted Accounting Principles (GAAP). The state of Indiana is requiring counties that have a population of over 100,000 people to pay to have GAAP for each year. Motion: to approve, Action: Approved, Moved by: Mike Morris, Seconded by: Vicki Weger. Motion passed unanimously.
 - v. Appropriation Ordinance 2019-04 Prosecutor/ Seized Assets. Steve Lockard, on behalf of Robert Roberts, Chief Deputy Prosecuting Attorney, is requesting an additional appropriation for \$23,000.00 to Equipment New line item in Seized Assets to purchase a vehicle for THPD. This purchase will be made through the state approved contract. Motion: to approve, Action: Approved, Moved by: Mike Morris, Seconded by: Vicki Weger.

Motion passed. (Summary: Yes=5, No=0, Abstain=1)

Yes= Lisa Spence-Bunnett, Chris Switzer, Vicki Weger, Mike Morris, Jim Mann Abstain= David Thompson

vi. Additional Appropriation 2019-011 County General/Juvenile Court-CASA. This position was approved in 03/12/2019 Council Meeting just wasn't advertised correctly. Motion: to approve, Action: Approved, Moved by: Chris Switzer, Seconded by: Vicki Weger.

Motion passed. (Summary Yes=5, No=1, Abstain=0)

Yes=Lisa Spence-Bunnett, Chris Switzer, David Thompson, Vicki Weger, Jim Mann No=Mike Morris

vii. Encumbrances. James Bramble, County Auditor, presented a list of expenditures that have been encumber for 2018 appropriations and they have been posted on the Vigo County Fund Ledger as 2018 encumbrances. Motion: to approve, Action: Approved, Moved by: Mike Morris, Seconded by: David Thompson. Motion passed unanimously.

Ordinances relating to appropriations

There were none.

Honorary resolutions

There were none.

Resolutions relating to fiscal policies

There were none.

First Reading by summary reference of proposed ordinances and resolutions

Jim Mann assigned the Request of Council to committees for further review.

Appointments

There were none.

Adjournment

Motion: to adjourn at 7:50 PM, Action: Adjourn, Moved by: Mike Morris, Seconded by: Chris

Switzer.

Motion passed unanimously.

MINUTES OF THE VIGO COUNTY COUNCIL April 2, 2019

Presented to the Vigo County Council, read in full and adopted as written this 14th day of May 2019.

Aye Nay	Absent Abstain	Lisa Spence-Bunnett Lis Spence-Bunnett	isa Spence-Bunnett	
Aye Nay	Absent Abstain	Chris Switzer	Chris Switzer	
Aye Nay	Absent Abstain	David Thompson	David Thompson	
Aye Nay	Absent Abstain	Vicki Weger Lieki Usque	Vicki Weger	<u> </u>
Aye Nay	Absent Abstain	Mike Morris	Mike Morris	
Aye Nay	Absent Abstain	James R. Mann IT good Man IT	James R. Mann IT	4
Aye Nay	Absent . Abstain	Aaron Loudermilk, President	-	

Attest:

James W. Bramble Vigo Auditor

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of Seized Assets Fund the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

 Seized Assets
 ADVERTISED
 APPROPRIATED

 Prosecutor
 4967.44460.000.0000 Vehicles
 \$23,000
 \$23,000

Approved on this 2nd day of April, 2019.

Aye	Absent	a
Nay	Abstain	Lisa Spence-Bunnett Lin Spence - Bunnett
Aye	Absent	
Nay	Abstain	Chris Switzer
Aye	Absent	
Nay	Abstain	David Thompson
Aye	Absent	
Nay	Abstain	Vicki Weger Make Usuah
Aye	Absent	
Nay	Abstain	Mike Morris / MM///
Aye	Absent	5 5
Nay	Abstain	Jim Mann II
Aye	Absent	
Nay	Abstain . Aa	aron Loudermilk, President

Attest: W Brendel

James W. Bramble Vigo County Auditor

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of County General Fund the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

ADVERTISED APPROPRIATED

County General/ Sheriff

1000.44510.000.0005 Equipment New

\$48,901

Approved on this 2nd day of April, 2019.

Aye	Absent	
Nay	Abstain	Lisa Spence-Bunnett Lis Spence - Bannett
Aye	Absent	
Nay	Abstain	Chris Switzer
Aye	Absent	
Nay	Abstain	David Thompson
Aye	Absent	
Nay	Abstain	Vicki Weger
Aye	Absent	16-21-2
Nay	Abstain	Mike Morris
Aye	Absent	
Nay	Abstain	Jim Mann II
Aye	Absent	
Nay	Abstain	Aaron Loudermilk, President

Attest:

James W. Bramble

Vigo County Auditor

Brunf

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of Reassessment II Fund the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

ADVERTISED

APPROPRIATED

Reassessment II

1188.33300.000.0000 Contractual Services

\$20,000

Approved on this 2nd day of April, 2019.

Aye X	Absent	Lisa Spence-Bunnett	Les Sperer Burnett
Aye	Absent		1
Nay	Abstain	Chris Switzer	- lu
Aye 🗶 Nay	Absent	David Thompson	201
Aye X	Absent	Vicki Weger	Ticki Weger
Aye Nay	Absent Abstain	Mike Morris	JAMMb-
Aye Nay	Absent Abstain	Jim Manp-H	James R. Mars
Aye Nay	Absent Abstain Aa	ron Loudermilk, Preside	ent

Attest:

James W. Bramble

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of County General Fund the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

ADVERTISED

APPROPRIATED

County General/ Auditor

1000.37850.000.0002 Professional Services

mill

\$150,000

Approved on this 2nd day of April, 2019.

Aye	Absent		
Nay	Abstain	Lisa Spence-Bunnett	Lin Spener Bunnett
Aye	Absent		0.44
Nay	Abstain	Chris Switzer	()
Aye	Absent		
Nay	Abstain	David Thompson	
Aye	Absent		1 2 1 2 2
Nay	Abstain	Vicki Weger	Thaki WEGER
Aye	Absent		
Nay	Abstain	Mike Morris	11111hr.
Aye	Absent		250 54
Nay	Abstain	Jim Mann II	Jours of What
Aye	Absent		
Nay	Abstain Aa	aron Loudermilk, Presid	lent

Attest:

James W. Bramble

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of County General Fund the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	ADVERTISED	APPROPRIATED
County General/ Juvenile Court		
1000.10010.000.0234 Payroll Salaries	\$29,539	
1000.15210.000.0234 Social Security/ FICA	\$2,260	
1000.15220.000.0234 PERF	\$4,195	
1000.15230.000.0234 Group Insurance	\$21,852	

Approved on this 2nd day of April, 2019.

Aye 🔀 Nay	Absent Abstain	Lisa Spence-Bunnett Lis Apence Bunnett
Aye	Absent	Λ
Nay	Abstain	Chris Switzer
Aye	Absent	
Nay	Abstain	David Thompson
Aye	Absent	46161
Nay	Abstain	Vicki Weger Vicki Weger
Aye	Absent	
Nay	Abstain	Mike Morris
Aye 🔀	Absent	
Nay	Abstain	Jim Marm II
Aye	Absent	
Nay	Abstain Aa	aron Loudermilk, President

Attest:

James W. Bramble

RESOLUTION OF RE-ALLOCATION OF EXISTING APPROPRIATION 2019-0

It has been shown that certain existing appropriations now have unobligated balances which will not be needed for the purposes which appropriated are hereby re-allocated in the following amounts:

REQUESTED APPROVED

Parks & Recreation Fund

From: 1219.33300.000.0000 Contractual Services

\$39,804.00

To: 1219.10010.000.0000 Payroll Salaries

\$36,975.00

1219.15210.000.0000 Social Security/FICA

\$2,829.00

Approved on this 2nd day of April, 2019,

Aye Nay	Absent Abstain	Lisa Spence-Bunnett Lis Spence-Bunnett
Aye Nay	Absent	Chris Switzer
Aye Nay	Absent Abstain	David Thompson
Aye Nay	Absent	Vicki Weger Luki Wegor
Aye Nay	Absent	Mike Morris IMM
Aye Nay	Absent	Jim Mann Zerne R. Smart
Aye Nay	Absent Abstain A	aron Loudermilk, President

James W. Bramble

RESOLUTION NO. 2019-6

A Resolution of the County Council of Vigo County, Indiana, Designating an Area Within Vigo County, Indiana as an Economic Revitalization Area for the Purpose of a Personal Property Tax Abatement

WHEREAS, A Petition for a personal property tax abatement has been filed with the County Council of Vigo County, Indiana (hereinafter "County Council") requesting that the property described therein be designated an Economic Revitalization Area for purposes of personal property tax abatement; and

WHEREAS, Verdeco Recycling Midwest, Inc. (hereinafter the "petitioner") has submitted a Statement of Benefits and provided all information and documentation necessary for the County Council to make an informed decision, said information including a description of the real property which is more particularly described in **Exhibit A**.

WHEREAS, petitioner has represented and presented evidence that in connection with this Project it currently has 32 existing full-time jobs in Indiana, and \$1,678,000.00 annual Indiana payroll (which existing jobs and payroll will be retained), but on completion of this project will create approximately one (1) new permanent full-time job with a total annual payroll of approximately \$60,000 plus benefits. Petitioner has further represented and presented evidence that the cost of this project will be approximately \$4,880,000.00 for new manufacturing equipment (the "manufacturing equipment").

WHEREAS, the County Council is authorized under the provisions of I.C. 6-1.1-12.1-1, et seq. to designate areas of the County as economic revitalization areas for the purpose of tax abatement; and

WHEREAS, the County Council has considered the Statement of Benefits and has conducted a complete and proper investigation of the subject property and neighborhood to determine that the area qualifies as an economic revitalization area under Indiana statutes; and

WHEREAS, the County Council has found the subject property to be an area where facilities that are technologically, economically or energy obsolete, are located and where the obsolescence may lead to a decline in employment and tax revenues and has become undesirable for or impossible of normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements, character of occupancy, age, obsolescence, substandard buildings and other factors, which prevent normal development or use;

NOW, THEREFORE, IT IS FOUND, DETERMINED AND RESOLVED by the County Council of Vigo County, Indiana, that:

- 1. The petitioner's estimate of the cost of new manufacturing equipment is reasonable for manufacturing equipment of that type in view of current technologies.
- 2. The petitioner's estimate of the number of individuals who will be employed and retained, and the benefits thereby, can reasonably be expected to result from the project and installation of new manufacturing equipment.
- 3. The petitioner's estimate of the annual salaries or wages of the individuals who will be employed, and the benefit thereby, can reasonably be expected to result from the project and the installation of the new manufacturing equipment.
- 4. That the benefits about which information has been requested can reasonably be expected to result from the installation of the new manufacturing equipment.
- 5. The totality of the benefits of the proposed project and installation of the new manufacturing equipment can reasonably be expected to result from the project and are sufficient to justify personal property tax abatement over a 10-year deduction period, and each such deduction should be, and they are hereby, allowed in the amount determined under IC 6-1.1-12.1-17(b) and the following schedule:

YEAR OF DEDUCTION	PERCENTAGE
1st	100%
2nd	90%
3rd	80%
4th	70%
5th	60%
6th	50%
7th	40%
8th	30%
9th	20%
10th	10%
11th and thereafter	0%

- 6. That the Statement of Benefits submitted to the County Council is hereby approved and the real estate described in **Exhibit A** (the "Real Estate") is hereby designated as an Economic Revitalization Area pursuant to I.C. 6-1.1-12.1-1, et seq. and petitioner is entitled to personal property tax abatement over a 10-year deduction period as provided therein for the proposed acquisition of the new manufacturing equipment.
- 7. Notice of the adoption and substance of this Resolution shall be published according to I.C. 5-3-1 stating the adoption and substance hereof, stating a date for the public hearing at which the County Council will hear and receive remonstrances and objections, and take final action on the designation of the Real Estate as an Economic Revitalization Area, the approval of the Statement of Benefits, and the consideration of the adoption of the waivers, and stating that a copy of the description of the affected area

is available for inspection in the County Assessor's Office, all as required by law.

8. That this Resolution is supplementary to and in addition to any prior resolutions.

Passed in Open Council this **2nd** day of **April**, 2019.

VIGO COUNTY COUNCIL

Aaron Loudermilk, President

James Mann

Vicki Weger

Vicki Weger

Chris Switzer

Hisa Spenge-Brangett

This instrument prepared by William M. Olah, WILKINSON, GOELLER, MODESITT, WILKINSON & DRUMMY, LLP, 333 Ohio Street, Terre Haute, IN 47807; (812) 232-4311.

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law.

EXHIBIT A

Parcel No. 84-13-04-400-011.000-024

Vigo County Industrial Park Sub. Ph. IV Replat of Lot 4